IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 19546 OF 2005

Date: 05.09.2005

BETWEEN:

Sri Venkata Sai Timbers,

Rep. by its Proprietor Kodali Venkata Ravi Kumar.

.... PETITIONER

Vs.

The Divisional Forest Officer,

Hyderabad Division, Ranga Reddy District,

M.J. Market X Road, Hyderabad.

.... RESPONDENT

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 19546 OF 2005

ORDER:

Sri Venkata Sai Timbers, Saw Mill represented by its proprietor assails the show cause notice issued by the respondent dated 3.8.2005. By the impugned show cause notice, the petitioner was asked to show cause as to why the licence issued to him by proceedings dated 23.6.2005 should not be cancelled. This show cause notice is assailed in this writ petition on various grounds.

It is now axiomatic that ordinarily no writ petition is maintainable against the show cause notice. As held by the Supreme Court in **Special Director v. Mohd. Ghulam Ghouse,** even if a show cause notice is issued by an authority without jurisdiction, an objection can be raised by filing explanation before the same authority. In that view of the matter, the Writ Petition is dismissed at the admission stage giving liberty to the petitioner to

submit his explanation to show cause notice dated 3.8.2005, and further observing that the respondent may pass appropriate orders within a period of three weeks there after.

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(**V.V.S. RAO, J.)**

5th September, 2005

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